S.B. CR.MISC.BAIL APPLICATION NO.2392/2007.
Bhupendra Singh **Vs.** State
Date of order : 19/4/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri Mahendra Goyal for the petitioner.
Smt. Nirmala Sharma P.P. for the State.

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Heard learned counsel for the petitioner, learned Public Prosecutor for the State and considered the materials placed on record.

Learned counsel for the petitioner argued that the main allegation of firing in the F.I.R. is attributed to Dhan Singh and it is stated that he was accompanied by Sumer Singh and one other person. In the course of investigation, name of the petitioner was added. No injury has been sustained by any of the members of the complainant-party inasmuch as, the alleged fire is also said to have been missed. The petitioner is behind the bars since 4/10/2006.

Learned Public Prosecutor has opposed the bail application.

Without expressing any opinion on the merits of this case but taking into consideration the facts and circumstances of the
case, the nature of allegation and evidence against the petitioner and the fact that the petitioner is in confinement since 4/10/2006, I deem it appropriate to

enlarge the petitioner on bail during the pendency of trial.

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In the result, this bail application u/S.439 Cr.P.C. is allowed and it is directed that petitioner Bhupendra Singh S/o Bhanwar Singh shall be released on bail in F.I.R. No.169/2006 P.S. Bhinay, Ajmer subject to his furnishing a personal bond in the sum of Rs.20,000/- together with two sureties in the sum of Rs.10,000/- each to the satisfaction of the trial Court for his appearance before that court on all dates of hearing until conclusion of the trial.

(MOHAMMAD RAFIQ), J.

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